



H.E. Davis Construction, Inc.

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M/023/016

February 17, 2003

Division of Oil, Gas and Mining
Attn: D. Wayne Hedberg
P.O. Box 145801
Salt Lake City, UT 84114-5801

RE: Moving Materials from the Chicken Creek Mine.

Dear Mr. Hedberg,

As per our meeting held on Thursday February 13, 2003, HE Davis agrees to not haul any material out of the Chicken Creek Mine until such transportation can be done safely. HE Davis has a meeting scheduled for Tuesday the 18th of February with the Town of Levan and Juab County to discuss possible alternatives and cures to the safety issues related to hauling. Since the road falls under the jurisdiction of Juab County, HE Davis will work with Juab County to implement whatever remedies are agreed to. When these measures have been put in place and been accepted by Juab County, then hauling may resume.

It is the understanding of HE Davis that representatives of the Division of Oil, Gas and Mining will be involved in the meetings and throughout the discussions concerning the road and safety issues. We will assume that your concerns will be presented and discussed in these meetings.

Thank you for your help in this process. If you have questions or need to get in touch with me for any reason please call me on my cell phone at 592-5578. If there are immediate concerns with the actual operations of the mines please call John Child on his cell at 592-5704.

Tony, L. Christofferson

Property/Environmental Manager
Clyde Companies - HE Davis Const.

RECEIVED

FEB 18 2003

DIV. OF OIL, GAS & MINING

RECEIVED

FEB 15 2003

DIV. OF OIL, GAS & MINING